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From: Rick D. Nydegger

Comments: Please see attached.

Docket No.: 7678.816.1

Serial No.: 10/728,525

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PATENT APPLICATION  
Docket No. 7678.816.1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Peter M. Allred )  
Serial No.: 10/728,525 ) Art Unit  
Filed: December 5, 2003 ) 3732  
Conf. No.: 8298 )  
For: TREATMENT COMPOSITIONS AND )  
STRIPS HAVING A SOLID )  
ADHESIVE LAYER TREATMENT )  
GEL ADJACENT THERETO )  
Examiner: Cary E. O'Connor )

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P.O. Box 1450  
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Sir:

I hereby certify that this paper is being transmitted via facsimile to the Patent and Trademark Office to phone no. (703) 872-9306 (Formal Fax No.) on the date shown below.

- Transmittal Letter (2 pages)
- Supplemental Information Disclosure Statement (2 pgs.)
- Form PTO-1449 Listing Thirty Two (32) References (3 pgs.)
- Copy of two (2) cited references
- Form PTO-2038 in the amount of \$180.00

Dated this 11 day of May, 2005.

Respectfully submitted,



RICK D. NYDEGGER  
Registration No. 28,651  
Attorney for Applicant  
Customer No. 022913

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	GEL ADJACENT THERETO	)
		)
Examiner:	Cary E. O'Connor	)



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### TRANSMITTAL LETTER FOR SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is a  
Supplemental Information Disclosure Statement.

Enclosed also are the following designated documents, as required under  
37 C.F.R. §§ 1.97 and 1.98:

- ☒ Form PTO-1449 list of Thirty Two (32) cited references submitted  
for consideration.
- ☒ Copies of two (2) cited references

\* Admitted only in California  
§ Admitted only in Virginia

- X In order to secure consideration of the items designated above, Form PTO-2038 in the amount of \$180.00 constituting submission fee under 37 C.F.R. 1.17(p).
- X Please credit any over payment or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 11 day of May, 2005.

Respectfully submitted,



RICK D. NYDEGGER  
Attorney for Applicant  
Registration No. 28,651  
Customer No. 022913

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## PATENT APPLICATION

Docket No. 7678.816.1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Peter M. Allred

Serial No.:

10/728,525

) Art Unit

) 3732

Filed:

December 5, 2003

Conf. No.:

8298

For:

TREATMENT COMPOSITIONS AND  
STRIPS HAVING A SOLID  
ADHESIVE LAYER TREATMENT  
GEL ADJACENT THERETO

Examiner:

Cary E. O'Connor

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SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record


believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

In accordance with 37 C.F.R. § 1.97(c), Form PTO-2038 in the amount of \$180.00 is enclosed to secure consideration of the references submitted with this Information Disclosure Statement. Please credit any over payment or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 11 day of May, 2005.

Respectfully submitted,

  
RICK D. NYDEGGER  
Attorney for Applicant  
Registration No. 28,651  
Customer No. 022913

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Form PTO-1449

Sheet 1 of 3

Applicant: Peter M. Allred et al.

Serial No.: 10/728,525

Att'y Docket No.: 7678.816.1

Filing Date: December 5, 2003

Group: 3732

For: Treatment compositions and strips having a solid adhesive layer and treatment gel adjacent thereto

**INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT****U.S. Patent Documents**

<u>Examiner Initial*</u>	<u>Patent Number</u>	<u>Issue Date</u>	<u>Name</u>	<u>Class</u>	<u>Sub Class</u>	<u>Filing Date</u>
_____ A1.	165,584	07/13/1875	Hopfen	--	--	06/10/1875
_____ A2.	1,637,153	07/26/27	Lawton	--	--	10/23/26
_____ A3.	2,257,709	09/30/41	Anderson	128	260	10/14/38
_____ A4.	3,339,547	09/05/67	Drabkowski	128	260	11/27/64
_____ A5.	3,527,219	09/08/70	Greenberg	128	260	08/21/67
_____ A6.	3,577,640	05/04/71	Lee	32	32	10/08/69
_____ A7.	3,624,909	12/07/71	Greenberg	32	40	05/26/70
_____ A8.	3,955,281	05/11/76	Weitzman	32	14 B	12/05/74
_____ A9.	4,044,762	08/30/77	Jacobs	128	136	08/23/76
_____ A10.	4,063,552	12/20/77	Going et al.	128	136	04/02/76
_____ A11.	4,064,628	12/27/77	Weitzman	32	14 B	03/08/76
_____ A12.	4,138,814	02/13/79	Weitzman	32	14 B	12/22/77
_____ A13.	4,902,227	02/20/90	Smith	433	215	05/04/88
_____ A14.	5,051,476	09/24/91	Uji et al.	525	186	03/23/90
_____ A15.	5,085,585	02/04/92	Zimble	433	80	02/05/91
_____ A16.	5,211,559	05/18/93	Hart et al.	433	80	06/02/92
_____ A17.	5,356,291	10/18/94	Darnell	433	216	01/26/93

Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449

Sheet 2 of 3

Applicant: Peter M. Allred et al.

Serial No.: 10/728,525

Att'y Docket No.: 7678.816.1

Filing Date: December 5, 2003

Group: 3732

For: Treatment compositions and strips having a solid adhesive layer and treatment gel adjacent thereto

_____ A18.	5,376,006	12/27/94	Fischer	433	215	09/24/92
_____ A19.	5,573,399	11/12/96	McClintock, II	433	80	10/24/94
_____ A20.	5,631,000	05/20/97	Pellico	424	53	03/11/96
_____ A21.	5,702,251	12/30/97	McClintock, II	433	80	05/31/96
_____ A22.	5,752,826	05/16/96	Andreiko	433	41	05/19/98
_____ A23.	5,851,512	12/22/98	Fischer	424	49	05/30/97
_____ A24.	5,895,218	04/20/99	Quinn et al.	433	80	08/10/98
_____ A25.	5,985,249	11/16/99	Fischer	424	49	10/14/97
_____ A26.	6,089,869	07/18/00	Schwartz	433	215	03/15/99
_____ A27.	6,309,625	10/30/01	Jensen et al.	424	49	11/12/98
_____ A28.	6,312,671	11/06/01	Jensen et al.	424	53	12/20/99
_____ A29.	6,364,665	04/02/02	Trettemer	433	215	04/04/00
_____ A30.	6,379,147	04/30/02	Georgakis et al.	433	37	06/26/00

**Foreign Patent Documents**

<u>Examiner</u>	<u>Document No.</u>	<u>Publication Date</u>	<u>Country or Pat Office</u>
_____ A31.	WO 03/000216	3 Jan 2003	WIPO
_____ A32.	WO 88/06869	22 September 1988	WIPO

**References Cited by Applicants**

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance

Examiner:

Date Considered:

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Form PTO-1449

Sheet 3 of 3

Applicant: Peter M. Allred et al.

Serial No.: 10/728,525

Att'y Docket No.: 7678.816.1

Filing Date: December 5, 2003

Group: 3732

For: Treatment compositions and strips having a solid adhesive layer and treatment gel adjacent thereto

of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

re0000003886V001

Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.